	TES DISTRICT COURT DISTRICT OF NEW YORK    U.S. DISTRICT COURT   N.D. OF N.Y.
UNITED STATES OF AMERICA,	} AUG 20 2014
Plaintiff,	
<b>v.</b>	Case No. 12-CR-579  AT O'CLOCK  Lawrence K. Baerman, Clerk - Binghamton
GLENN R. UNGER,	
Defendant.	) ) )

## GOVERNMENT'S MOTION TO OBTAIN COPY OF OCTOBER 16, 2013 RECORDING

The United States of America, by and through undersigned counsel, respectfully moves for an order permitting disclosure of a video recording that is part of the record in this case.

On October 21, 2013, the Court ordered that the Clerk's Office preserve a copy of the video tape recording that depicts the defendant's conduct immediately before he left the courtroom during his trial on October 16, 2013, and that the video tape be appended to the record. See Docket Entry No. 54. On April 28, 2014, the defendant filed a notice of appeal of his conviction. See Docket Entry No. 96. In order to prepare its response to the defendant's appeal, the government respectfully requests that it be permitted to obtain a copy of the recording referenced in Docket Entry No. 54.

Dated: August 19, 2014

RICHARD S. HARTUNIAN United States Attorney

By:

Jeffrey B. Bender

Tax Division Trial Attorney Pro Hac Vice No. 107065

SO ORDERED:

8/2014

HE HONORABLE THOMAS A MCAVOY

SENIOR U.S. DISTRICT JUDGE